

11/14/01

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - NOVEMBER 13, 2001

(The Honorable William F. Stone Jr. Presiding)

(Start Recess / Stop Trials: Proceedings)

Attys:

Debtors:

Case Nos.:

Trustees:

9:30 A. M. - CHAPTER 13 CONFIRMATIONS

Giles THOMAS & GLORIA FERRIS 7-01-03717 Connelly/NS
Plan filed 8/27, d/e # 6
Objection: Trustee w/Showcause on Dismissal; d,e #16, filed 10/12

M Hart KARL & ROSA PAIGE 7-01-02240 Connelly/LM
Mod Plan filed 9/26; d/e # 54
**–hearing on plan re-scheduled by court’s 10/31 order to 11/28 @ 9:30 w/objs
due no later than 11/27 w/service directed to be made prior to 11/2**

Krippend. GLEN HAMBLIN-chl3 7-01-03716 Connelly/JJ
Plan & schedules due 9/18; schedules only filed
Trustee Showcause on dismissal, filed 10/12, d/e # 21
Note: valuation motion is scheduled 12/3 @ 9:30

Shelor HENRY & MELINDA M ILLS-chl3 7-01-03739 Connelly/PR
Objection: Trustee w/Motion on Dismissal, filed 10/10; d/e # 16

P Brown MICHAEL STACY-chl3 7-01-03686 Connelly/JJ
Objection: Trustee w/Motion on Dismissal filed 10/10; d/e # 16

9:30 A. M. - CHAPTER 13 CONFIRMATIONS

M Giles RICHARD & LAWANDA MOSLEY-chl3 7-01-03667 Connelly/NS
Objection: Trustee w/Motion on Dismissal filed 10/10; d/e # 15
IRS (Brownlee/) filed 10/24 d/e # 16

Krippendorf LISA SCHERREP-chl3 7-01-02516 Connelly/JJ
Mod Plan filed 9/17; d/e # 21

Krippendorf IRVIN MILLER, SR. - Ch. 13 7-01-01363 Connelly/PR
Mod. Plan#3 filed 9/21 – d/e #38, 39
Note: Mod Plan #4 filed 10/25, d/e # 47 scheduled 12/3 @ 9:30

Motion #1: Relief - filed 7/30; d/e # 25, 26; contd fr 8/27 to hear w/mod plan
Va. Housing Development authority (Wade) v. debtor & trustee
RESPONSE filed by Debtor 8/10; contd from 10/15

P Brown WILLIAM ROGERS-chl3 7-01-02856 Connelly/JJ
Mod Plan filed 9/18
OBJECTION: Trustee and showcause on dismissal filed 8/10; d/e # 14 contd fr 9/24

P Brown TEDDY & SANDRA PORTERFIELD-chl3 7-01-02982 Connelly/SJ
Mod Plan filed 9/18
Trustee OBJECTION, report & Motion to Dismiss filed 8/10; d/e # 14
(Obj of IRS dismissed)

Motion #2: Relief - filed 10/24, d/e # 34, 35
First Union National Bank of Delaware (C.Patterson) v. debtors & trustee

9:30 A. M. - CHAPTER 13 CONFIRMATIONS

Leach	GEORGE HALE-chl3 Mod Plan filed 9/27; d/e # 43, 44	7-98-02376	Connelly/JJ
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M Giles	GARY & BARBARA BOWLES-chl3 Mod Plan filed 9/27; d/e #50, 51	7-98-04786	Connelly/JJ
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Delafield	IRA DEBUSK-chl3 Plan filed 8/24; d/e # 6 Objection: Wachovia Bank NA (Wade) filed 10/4, d/e # 15 OBJECTION: Trustee and showcause on dismissal filed 10/9/01; d/e #17	7-01-03677	Connelly/NS
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Motion for Distribution of Balance of Fees

Pro se	BRENDA ROSS - Ch. 13 Plan Objection: Trustee w/Report and Show Cause on Dismissal [#14] Trustee's Motion to Dismiss Case – d/e #13	7-01-03757	Connelly/NS
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10:00 A. M. - CHAPTER 13 CONFIRMATIONS

M.Hart JEFFREY & CARNIE SMITH - Ch. 13 7-98-02815 Connelly/MC
Mod. Plan filed 8/14 – d/e #83, 84; **contd from 10/15**

M Hart BRIAN & CHRISTINA MURTAGH-chl3 7-01-03199 Connelly/.S
Plan filed 8/7; d/e # 13 ; **contd from 10/15**
Objection: Trustee with Motion to dismiss, d/e # 16, filed 8/27

M Hart MICHAEL & JEAN BURWELL 7-01-03157 Connelly/NC
Plan filed 7/16/01; d/e # 6 **conf; valuations & void lien mots & tr s/c contd from 10/15**

Objection: Trustee w/motion to showcase why case should not be dismissed #16

Motion #1: Avoid lien: Debtors v. Beneficial and Trustee, filed 8/23; d/e # 21

(Heard 10/29 on amended motion; default order was to be tendered)

Motion #2: Avoid lien: Debtors v. Citifinancial and Trustee filed 8/23; d/e # 22

Motion #3: Avoid lien: Debtors v. Washington Mutual and Trustee filed 8/23; d/e # 23

Motion #4: Avoid lien; Debtors v. Wells Fargo and Trustee filed 8/23; d/e # 24

(Heard 10/29 on amended motion; default order was to be tendered)

Motion for valuation: '99 Plymouth Voyager/Chrysler Fiancial; filed 8/23; d/e # 17

Motion for valuation: TV, etc: Circuit City/First NoAmer. Natl Bank; filed 8/23; d/e # 18

Motion for valuation: LR Furn: Schewel Furn.; filed 8/23; d/e # 19

Motion for valuation: '94 Ford Pickup/ Transouth: filed 8/23; d/e # 20

Note: see additional confirmations scheduled at 10:30 and at 11:00

10:00 A. M. - MISCELLANEOUS HEARING

Delafield MICHAEL & MELANIE HUNT-chl3 7-00-03479 Connelly/NS
Obj. Of Trustee to Claim #3: Carilion Medical Center filed 10/3 , d/e # 54

Creasy FREDDIE & JOANN RING-chl3 7-00-02898 Connelly/AF
Obj of Trustee to Claim #8 of American General Finance in amt of \$1,195,24,
filed 10/1; d/e # 27

Bowman WALLACE WALKER 7-01-03527 Connelly/NS
Plan filed 8/24, d/e # 12, contd from bench on 10/29
Objection: Trustee w/Showcause on dismissal filed 9/17, d/e # 17, contd fr 10/29
IRS (Eckert) d/e # 19, contd from 10/29

10:30 A. M. - CHAPTER 13 CONFIRMATIONS

Delafield CLAUDIA TERRELL-chl3 7-01-02521 Connelly/VS
Plan filed 7/6; d/e # 12; contd from 8/27; has applied for Vet.Widows benefits
Objection: Trustee w/Report and Motion on Dismissal, filed 7/20; d/e # 16
Objection: Trustee w/Report and Motion on Dismissal, filed 8/8; d/e # 18

11:00 A. M. - CHAPTER 13 CONFIRMATIONS

Pro se JULIE HARRIS-chl3 7-01-03528 Connelly/AF
Conf & trustee showcause motions contd from 10/29 by ord directing dbtr to file
scheds & plan with trustee by 11/7 & attendance at 11/9 §341 or alternate dates as may
be rescheduled by trustee)**note: filing fees due \$155**
Objection: Trustee w/Mot.Dismiss w/Prejudice;d/e #13, filed 8/29 contd from 9/24
Objection: Trustee with Showcause on dismissal, filed 9/19; d/e # 20
Objection: Trustee with Showcause on dismissal, filed 10/10; d/e # 26

Motion #1: Relief [#27]
Department of Veterans' Affairs (Creasy) v. Debtor & Trustee

11:00 A. M. - MISCELLANEOUS HEARINGS

M Hart	GERALDINE HAYNESWORTH-cl3	7-01-03475	Connelly/MC
	Trustee report and Motion re Dismissal: filed 9/17 d/e # 17 contd from 10/29 to hear prior to hrg on plan filed 10/9 set for 12/3		
M Hart	JACQUELENE JOYCE -ch13	7-99-02243	Connelly/PR
	Motion to Incur debt to purchase vehicle; <i>filed with Motion to Shorten Notice Requirement and, alternatively, notice for 11/28 @ 11:00 if mot to shorten notice not granted. (Filed 10/30; d/e #37, w/notice that default ord may issue absent response 20 days from notice).</i> —proposed ord to shorten notice filed w/motion		
M. Giles	BOBBY HARPER-CH13	7-01-02031	Connelly/VS
	Debtor's Motion to Suspend Payments for 4 Months —CASE dismissed 10/25 on debtor's motion		
Delafield	ELIZABETH MEADE-CH13	7-00-02459	Connelly/MC
	Motion for Compensation of Counsel for Debtor - \$838.00		
Delafield	DEBRA CAMPBELL - Ch. 13	7-00-02343	Connelly/PR
	Motion for Compensation & Expenses of Debtor's counsel — d/e #61, 64 —ORDER of 10/30 dismissed case, d/e # 66 on trustee motion		
Fleischhauer	CHARLES, III, & LEA LINEBERRY - Ch. 13	7-99-03112	Connelly/SJ
	Motion #3: Relief [#88] Ford Motor Credit Co. (Laura Hale) v. Debtors & Trustee		

11:00 A. M. - MISCELLANEOUS HEARINGS

Delafield LILLIAN KING - Ch. 13 7-01-03419 Connelly/VS
Show Cause Debtor's counsel for failure to tender order within time
allowed pursuant to L.R. 9072-1 [#24]

M Hart JOHN & RUTH DAWSON -chl3 7-00-03865 Connelly/MC
Motion #2: Relief - contd from 10/29 (ord. Circulating for pmt to cure arrears)
First Union National Bank (Goldstein/Stark) v. debtors & trustee, d/e # 42
Answer filed by debtors, d/e #45

M Hart BUDDIE & BRENDA STEWART 7-01-03880 Connelly/AF
Motion #1: Relief - filed 10/24; d/e # 19, 20
First Union National Bank of Delaware ©. Patterson) v. debtors & trustee

M Giles CLYDE TEDDER-chl3 7-98-02349 Connelly/S
Motion #2: Relief - filed D/e #
Dovenmuehle Mortgage Inc successor to First American Natl Bk (C.Patterson) v.
Debtor & trustee

2:00 P. M. - PRETRIAL CONFERENCES

Delafield DAVID & YVETTE HOLT - Ch. 7 7-98-02729 McLean
A/P No. 7-01-00123: Determine dischargeability of a debt
Debtors v. U. S. Dept. Of Education, Direct Loan Servicing Center (Eckert)
–**Motion of U.S.Dept of Educ to dismiss AP filed 10/11, d/e # 3**

2:00 P. M. - MISCELLANEOUS HEARINGS

M Hart	MARK & TERESA KINGERY	7-99-02139	Connelly/PR
	Status hearing – fixed in court’s order of 6/7/01 d/e # 37		

P Brown	FRANCES KETRON-ch7	7-01-04125	Allen/MC
	Motion #1: Relief - filed 10/26; d/e # 10 _no pre hrg ord - less than 20-day ntc Countrywide Home Loans Inc (Sasser) v. debtor & trustee		

Krippend.	JEREMY & AIMEE BROWN-ch13	7-00-03373	Connelly/PR
	Motion #2: Relief - filed 10/26, d/e # 35, 36 Transouth Financial Corp(Zimm) v. debtors & trustee		

Ware	PATRICK CARROLL	7-01-03851	Krippend./VS
	<i>NOTE: mot #2 set 11/28 @ 2:00 by Wells-Fargo filed 10/26</i> Motion #1: Relief - filed 10/25, d/e # 14 First Citizens Bank (Zimm) v. de4btor & trustee		

P Katt	HENRY & KELLEY SHELL-ch13	7-97-01212	Connelly/SJ
	Motion #2: relief - filed 10/25; d/e # 69, 70 Morequity (Cecil Moore) v. debtors & trustee		

2:00 P. M. - MISCELLANEOUS HEARINGS

Lance Hale	NANCY LOUGH-ch7	7-01-01933	Creasy/PR
	Motion #3: Relief - filed 10/12, d/e # 39; to be renoticed for 11/13 Option One Mortgage Corp (James Clarke) v. debtor & trustee – no pre-hearing order entered; less than 20-day notice		
Bowman	TAWANDA SAWYERS-ch7	7-01-03464	Vogel/JJ
	Motion #1: Relief - d/e # 12 , Option One Mortgage Corp (Goldberg/Callahan) v. debtor, Tenious Sawyers & Trustee <u>-response of debtor filed 10/3, d/e # 14 – contd from 10/29</u>		
Delafield	THOMAS & ANGELA JOHNSON-ch7	7-99-02971	Vogel/VS
	Motion to Redeem Property w/Citifinancial; filed 10/1; d/e # 91; 95		
	Motion to Redeem Property w/First Va. Bank SW - filed 10/1; d/e # 92; 96		
Bowman	CONNIE HALL - Ch. 7	7-01-02349	McLean
	Trustee's Objection to Homestead Deed – d/e #24		

2:00 P. M. - MISCELLANEOUS HEARINGS

Bowman	SHIRLEY THOMAS - Ch. 13	7-01-02215	Connelly/MC
	Motion for Compensation of add'l attorney's fees for counsel for debtor – d/e #42		
	Debtor's Objection to Claim #1 of CitiFinancial (Absent response within 30 days of notice, respondent to be in default)		
Katt	MARIA GONZALEZ - Ch. 7	7-01-01673	Vogel/PR
	Motion #1: Avoid lien & enforce discharge – d/e #20		
	Debtor v. First Union Nat'l Bank ()		
Sapp	JAMES WARREN - Ch. 7	7-01-03713	McLean/PR
	Debtor's Motion for Order of Contempt against Arindam Choudhury (Patterson) – d/e #15		
	<u>Response filed by Arindam Choudhury (Patterson) 11/5, d/e # 23</u>		
M.Hart	CARLOS & LEISA RAY - Ch. 7	7-01-03473	Vogel/PR
	Motion #2: Relief – d/e #15		
	Mortgage Lenders Net Work USA., Inc. (White/Sasser) v. Debtors & Trustee		
Mayer	ROBERTA BARNES - Ch. 7	7-01-03210	Vogel/VS
	Motion #1: Relief – d/e #14		
	Fairbanks Capital Corp. (Bierman) v. Debtor & Trustee		
	–ANSWER filed by Debtor 10/24 [#17]		
	–Statement of Adequate Protection filed 10/24 [#18]		
Szathmary	CHARLES MCQUEEN, JR. - Ch. 7	7-01-03933	Allen/PR
	Motion #1: Relief [#12]		
	Wells Fargo Home Mortgage, Inc. (Sasser/White)		
	<u>Response filed 10/31, d/e # 17</u>		
Roanoke Calendar - 11/13/01			

2:00 P. M. - MISCELLANEOUS HEARINGS

Katt	RAYMOND KASEY - Ch. 13	7-97-04649	Connelly/S
	Motion #2: Relief from stay & relief from co-debtor stay Countrywide Home Loans for Veterans Administration (Sasser) v. Debtor, Trustee & Kleana L. Kasey, Co-Debtor		
Krippendorf	MICHAEL PRESTON - Ch. 13	7-00-01286	Connelly/JJ
	Motion #1: Relief [#23] Regional Acceptance Corp. (Maxwell) v. Debtor & Trustee <u>Response of debtor filed 11/2, d/e # 26</u>		
Delafield	VERONA NICHOLS - Ch. 7	7-01-03608	Krippendorf/AF
	Trustee's Motion for extension of time for 90 days to file objection to exemptions; complaints re discharge and dischargeability [#13, #14] <i>If no objections filed 5 days prior to hearing, motion is approved and order will be self-executing</i>		
Allen	JOSEPH & ROMAIN ANDERSON - Ch. 13	7-01-00153	Connelly/PR
	Motion #1: Relief [#54] Citifinancial Mortgage Co. (Jaffe) v. Debtors & Trustee <u>Answer filed ?? Mailed to counsel on 29th??; Allen in Puerto Rico, sought continuance by phone w/movant counsel who is tendering an order contg. Mot to 12/3@ 2:00 .</u>		
M.Giles	JOHN IVEY - Ch. 7	7-01-01060	Krippendorf/JJ
	Motion #1: Relief from stay [#29] Aurora Loan Services, Inc. (Jaffe) v. Debtor & Trustee <u>-default order in transit as of 11/9;</u>		

Roanoke Calendar - 11/13/01

2:00 P. M. - MISCELLANEOUS HEARINGS

M.Hart CARLOS & LEISA RAY - Ch. 7 7-01-03473 Vogel/PR
Motion #2: Relief – d/e #15; amended ntc for 11/13 forthcoming ; set 11/8 in error
Mortgage Lenders Net Work USA., Inc. (White) v. Debtors

2:30 P. M. - MISCELLANEOUS

Stark MEPCO INC - Ch11 7-01-03842 DIP/SJ
Motion of First Va. Bank SW for Civil Contempt(Derrico), d/e # 37, filed 10/24
–contd from 10/29

Krippendorf KEVIN & PEGGY SPARKS-ch13 7-01-01519 Connelly/SO 11/28
A/P 7-01-00101: Injunction; other equitable relief **TRIAL** O/C
Debtors v. WFS Financial Inc (Fleischhauer)
–Tel conf 11/6 : **joint oral mot for continuance of trial granted ;**
Fleischhauer to tender ord contg to 11/28 @ 2:30

3:00 P. M. - MISCELLANEOUS HEARINGS

Pro se KERMIT GILES - Ch.13 – 7-01-2321 Connelly/VS
Motion of UST to Reinstate case and grant motion to Dismiss case with Prejudice ,
(Garber) ; contd fr 9/10
--Obj of Debtor to Mot to Reinstate to Motion to Dismiss; d/e 35, 36
–**COURT’S ORDER AND MEMORANDUM OPINION OF 9/19 denied**
U.S.Trustee Motion and Cancels 11/13 hearing

